

ALEX G. TSE (CABN 152348)
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

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|---------------------------------|---|------------------------------------|
| UNITED STATES OF AMERICA, |) | No. CR 16-00440 WHA |
| |) | |
| Plaintiff, |) | UNITED STATES' RESPONSE TO |
| |) | DEFENDANT'S MOTION AND REQUEST FOR |
| v. |) | HEARING DATE. |
| |) | |
| YEVGENIY ALEXANDROVICH NIKULIN, |) | |
| |) | |
| Defendant. |) | |
| |) | |
| |) | |

The United States, by and through Assistant United States Attorneys Michelle J. Kane and Matthew A. Parrella, respectfully submits this response to defendant's Notice of Motion and Motion for Mental Competency Hearing and Psychiatric Evaluation, filed August 10, 2018. ECF. No. 49. The United States does not oppose defendant's request that the court order a psychiatric evaluation of defendant. In order to ensure a prompt resolution of the issue, we request that the Court set a hearing on

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1 defendant's mental competency, pursuant to 18 U.S.C. § 4241(a), for October 9, 2018, at 2:00 pm.
2 Valery Nechay, counsel for defendant, has informed counsel for the government that she is available for
3 a hearing on that date.

4 DATED: August 10, 2018

Respectfully submitted,

5 ALEX G. TSE
6 United States Attorney

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8 /s/
MICHELLE J. KANE
9 MATTHEW A. PARRELLA
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